IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4123 OF 2006

Nina Chand Mehra .. Applicant

Versus

Senior Inspector of Police

Khar Police Station & Ors. .. Respondents

Mr.Amit Desai with Mr.M.K.Kochrekar with

S.S.Desai for applicant

Mr.Y.M.Nakhwa, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.

DATE : 21st November 2006.

P.C.

. This is an application for transit bail.

All that Mr.Desai appearing for applicant urges is that the applicant who is arrayed as an accused in C.R.No.692 of 2006 registered with Umra police station, Surat, State of Gujarat, is apprehending arrest as the C.R. alleges commission of non bailable offence and more particularly under section 498-A of I.P.C. The complainant is the wife of cousin brother of present applicant. Mr.Desai submits that since the relations are distant and the applicant was all through out residing at Mumbai, reasonable time be granted to the applicant to apply for appropriate reliefs before the competent court in the State of Gujarat. To enable the applicant to do so, an order be issued directing local police station not to arrest applicant for a period of four weeks from today.

2. Learned A.P.P. on the other hand states that the applicant is residing at Mumbai so also the complainant at the relevant time. However,

from the record it appears that the C.R. is registered with Umra police station at Surat. It would be, therefore, fair and just if the applicant is granted four weeks time to enable her to apply for appropriate reliefs before the competent Court in the State of Gujarat. To enable the applicant to do so, it is directed that the first respondent shall not arrest the applicant in connection with C.R.No.692 of 2006 registered with Umra police station for a period of four weeks from today.

3. Needless to add that after expiry of the aforesaid period, protection granted would come to an end automatically without any reference to this Court. Application disposed of. All concerned to act on authenticated copy of this order.

(S.C.Dharmadhikari, J)